

**IN THE DISTRICT COURT OF THE UNITED STATES
FOR THE WESTERN DISTRICT OF NORTH CAROLINA
STATESVILLE DIVISION**

CIVIL NO. 5:98CV92

JAMES R. BARNES, and wife)	
DOROTHY G. BARNES, <i>et al.</i>,)	
)	
This document pertains to:)	
)	
JAMES R. BARNES, and wife)	
DOROTHY G. BARNES, and ROGER)	
D. PHILLIPS,)	
)	
Plaintiffs,)	
)	
Vs.)	
)	
A. W. CHESTERTON, INC., <i>et al.</i>,)	
)	
Defendants.)	
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ORDER

THIS MATTER is before the Court on the joint motion of the specific Plaintiffs captioned above and the Defendant Crown Cork & Seal Company, Inc., to dismiss without prejudice their claims against said Defendant.

For the reasons stated in the motion,

IT IS, THEREFORE, ORDERED that the joint motion to dismiss is **ALLOWED**, and the claims of Plaintiffs James R. Barnes, and wife Dorothy

G. Barnes, and Roger D. Phillips, against the Defendant Crown Cork & Seal Company, Inc., are hereby **DISMISSED WITHOUT PREJUDICE**.

Signed: February 25, 2007

A handwritten signature in dark ink, appearing to read 'L. H. Thornburg', is written over a horizontal line.

Lacy H. Thornburg
United States District Judge

